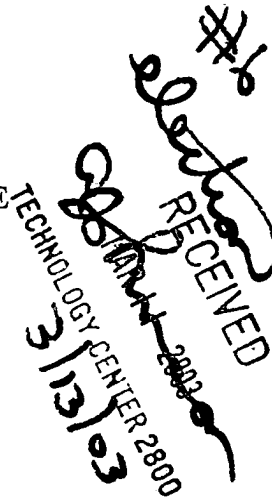




IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



**Applicant(s):** CHEN et al.  
**Serial No.:** 10/000,227  
**Filing Date:** November 30, 2001  
**For:** COMPENSATED COLOR MANAGEMENT SYSTEMS AND METHODS  
**Group Art No.:** 2872  
**Examiner:** John Juba Jr.  
**Attorney Docket:** 95121961.201001

"CERTIFICATE OF EXPRESS MAIL" -- #EV082610142US

DATE OF DEPOSIT: March 5, 2003

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William D. McSpadden  
(Signature)

3/5/03  
(Date of Signature)

Commissioner for Patents  
Washington DC 20231

**RESPONSE TO OFFICE ACTION OF FEBRUARY 5, 2003**

This communication is in response to the Office Action of February 5, 2003 with a one-month period of response through March 5, 2003.

### **Claim Numbering**

The office action states that the application was filed without a claim numbered "36". Accordingly, claims 37-60 were renumbered as claims 36-59, respectively, with corresponding change in claim dependencies. Applicants have made the same change in the filewrapper as required by the Office Action.

### **Restriction Requirement**

The Office Action requires Applicants to elect from what appear to be two independent inventions and has traversed the requirement for election of a single species. Specifically, the Office Action states that the application contains:

- a. Group 1 – claims 1-16 and 32-41, drawn to pure polarization rotation of at least one spectral band (without compound or residual retardation), classified in class 359, subclass 494; and
- b. Group II – claims 17-31 and 42-49, drawn to half-wave rotation of at least two spectral bands with polarization reflection properties (offset optical axis), classified in class 359, subclass 498.

The Office Action further states that Claims 50-59 are drawn to a broader recitation of the combination and can be grouped with either Group 1 or Group II. The office action states that Group 1 (and claims 50-59) contains claims generic to the following patentably distinct beam splitting operations:

- a. Species Ia – at least one beam splitter with a polarizing effect, claims 10, 14, 15, 37, 51, 53 and 57;
- b. Species Ib – beam splitter with a wavelength selective effect, claims 11 and 38;

and

- c. Species Ic – half silvered mirror beam splitter, claim 12.

Further, the office action that's that Group II (and claims 50-59) contains claims generic to the following patentably distinct beam splitting operations:

- a. Species IIa – at least one beam splitter with a polarizing effect, claims 22, 27, 45, 51, 53 and 57;
- b. Species IIb – beam splitter with a wavelength selective effect, claims 23 and 46;  
and
- c. Species IIc – half-silvered mirror beam splitter, claim 24.

The Office Action requires Applicants to elect one of the independent inventions and a single disclosed species, even though the species requirement was traversed by the Examiner. This requirement for restriction is respectfully traversed.

Applicants provisionally elects Group I, claims 1-16 and claims 32-41, generic claims 50-59 and Species Ia, claims 10, 14, 15, 37, 51, 53 and 57.

### **CONCLUSION**

Applicants submit that the requirement to elect one of the listed species (Ia-c and IIa-c) corresponding to certain claims has been traversed by the Examiner. In the alternative, Applicants provisionally elect Group I, claims 1-16 and claims 32-41, and generic claims 50-59.

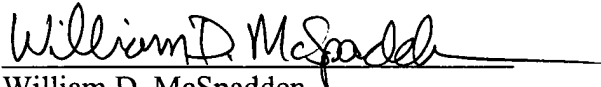
Applicants do not believe that any fees are required with the filing of this response; however, in the event that additional fees are necessary to complete this filing, please deduct only those additional amounts from deposit account no. 13-0480 (Attorney Docket No. 95121961.201001) that are necessary to complete this filing.

Applicants respectfully request consideration and allowance of all claims. If Examiner

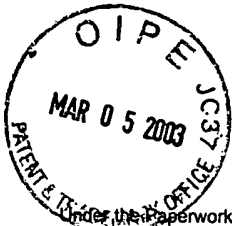
has any questions or other correspondence regarding this application, Applicants request that this communication and all future correspondence be sent to Applicants at the following address:

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Respectfully Submitted,

  
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March 5, 2003



3-6-03

CAN 2872

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Applicati n Number	10/000,227
Filing Date	11/30/2001
First Named Inventor	Chen et al.
Group Art Unit	2872
Examiner Name	Juba
Attorney Docket Number	95121961.20100

Total Number of Pages in This Submission

**ENCLOSURES (check all that apply)**

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☒ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):  
Postcard Acknowledgement

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	William D. McSpadden BAKER & MCKENZIE
Signature	<i>William D. McSpadden</i>
Date	03/05/2003

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